

REMARKS/ARGUMENTS

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

I. STATUS OF THE CLAIMS AND FORMAL MATTERS

Claims 1-4, 7, 8 and 10-22 are pending. Claims 5-6, 9, and 23-24 have been canceled without prejudice and disclaimer of subject matter. Claims 1 and 14, which are independent, are amended in this paper. Support for this amendment is provided throughout the Specification, specifically at pages 24-27 and figures 7-11.

No new matter has been introduced. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicants are entitled.

II. REJECTIONS UNDER 35 U.S.C. §103(a)

Claims 1-4, 7, 8, 12-19, and 22 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. Patent No. 7,072,856 to Nachom ("Nachom").

Claims 10, 11, 20, and 21 were rejected under 35 U.S.C. §103(a) as allegedly unpatentable over Nachom in view of U.S. Patent No. 5,721,827 to Logan et al. (hereinafter merely "Logan").

III. RESPONSE TO REJECTIONS

Independent claim 1 recites, *inter alia*:

“...wherein the first image data comprises image signals of the first user selling the one or more products, and the prescribed area in the first image data is determined based on feature points of the first image data and a usage of the one or more products.” (emphasis added)

Applicants respectfully submit that Nachom and Logan, taken either alone or in combination, fail to disclose or suggest the above identified features of claim 1. Specifically, nothing is found that teaches or discloses wherein the first image data comprises image signals of the first user selling the one or more products, and the prescribed area in the first image data is determined based on feature points, as recited in claim 1.

In general, Nachom, which relates to transaction systems using popup screens via internet, is distinct from this application, which uses live image signal and superimposed product image thereof for selling a product. Claim 1 recites image signal of a user selling the product and the selection of the prescribed area. None of the references relied by the Office Action teaches or suggests the above-identified features of claim 1.

Therefore, for at least the above discussed reasons, claim 1 is patentable.

Since claim 14 is similar, or somewhat similar, in scope to claim 1, claim 14 is patentable for similar, or somewhat similar, reasons.

IV. DEPENDENT CLAIMS

Since the other claims are each dependent from one of the independent claims discussed above, they are also patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

Similarly, because Applicants maintain that all claims are allowable for at least the reasons presented hereinabove, in the interests of brevity, this response does not comment on each and every comment made by the Examiner in the Office Action. This should not be taken as acquiescence of the substance of those comments, and Applicants reserve the right to address such comments.


CONCLUSION

In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Please charge any additional fees that may be needed, and credit any overpayment, to our Deposit Account No. 50-0320.

Respectfully submitted,

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